

1 THE MEHDI FIRM  
2 AZRA Z. MEHDI (220406)  
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9 Counsel for Plaintiff

10 UNITED STATES DISTRICT COURT  
11  
12 NORTHERN DISTRICT OF CALIFORNIA

13 ) Case No. 3:11-CV-05478-EMC

14 )  
15 ) CLASS ACTION

16 JACKIE L. HIGH, Individually and on Behalf  
17 of All Others Similarly Situated,

18 Plaintiff,

19 vs.

20 THE CHOICE MANUFACTURING  
21 COMPANY, INC., MEPCO FINANCE  
22 CORPORATION, and DOES 3 through 20,  
23 inclusive,

24 Defendants.  
25  
26  
27  
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) STIPULATION AND ~~[PROPOSED]~~ ORDER  
) REGARDING AMENDING COMPLAINT  
) AND EXTENSION OF TIME TO ANSWER  
) OR OTHERWISE RESPOND TO FIRST  
) AMENDED COMPLAINT

WHEREAS, on November 10, 2011, plaintiff Jackie L. High filed a complaint for violation of California Business & Professions Code Sections 17200 and 17500, *et seq.*; Breach of Contract and the Covenant of Good Faith & Fair Dealing; and breach of Express Warranty against The Choice Manufacturing Company, Inc. ("Choice Manufacturing") and MEPCO Finance Corporation ("MEPCO"), captioned *High v. The Choice Manufacturing Company, Inc., et al.*, Case No. CV-11-05478-EMC;

WHEREAS on December 15, 2011, plaintiff filed an Amended Complaint ("AC") pursuant to Federal Rule of Civil Procedure 15(a);

WHEREAS defendant MEPCO has until January 11, 2012 and defendant Choice Manufacturing has until January 17, 2012 to answer or otherwise respond to the AC;

WHEREAS plaintiff wishes to further amend the AC to include a claim for violation of the Consumer Legal Remedies Act ("CLRA") against defendant Choice Manufacturing;

WHEREAS plaintiff could not have included this claim in the AC because of the notice requirement in Cal. Civ. Code §1782(a)(2);

WHEREAS defendants are amenable to plaintiff amending her AC to include a claim for violation of the CLRA against Choice Manufacturing and allowing defendants additional time in which to answer or respond to the such amended pleading;

IT IS ACCORDINGLY STIPULATED, by and between undersigned counsel for the parties, that

- (1) Plaintiff will file and serve her First Amended Complaint ("FAC") by January 11, 2012;
- (2) Defendants Choice Manufacturing and MEPCO will have until February 17, 2012 to answer or otherwise respond to the FAC.

DATED: January 10, 2012

THE MEHDI FIRM

/s/  
AZRA Z. MEHDI

STIPULATION AND [PROPOSED] ORDER  
REGARDING AMENDING COMPLAINT AND  
EXTENSION OF TIME TO ANSWER OR OTHERWISE  
RESPOND TO AMENDED COMPLAINT

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Counsel for Plaintiff Jackie L. High

DATED: January 10, 2012

DOWNEY BRAND

/s/  
\_\_\_\_\_  
JAMIE DREHER

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Counsel for Defendant MEPCO Finance  
Corporation

DATED: January 10, 2012

COOLEY LLP

/s/  
\_\_\_\_\_  
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mantia@cooley.com  
Counsel for Defendant The Choice  
Manufacturing Company, Inc.

Pursuant to General Order No. 45 Section X(B), all signatories concur in filing this stipulation.

Dated: January 10, 2012

By: /s/  
\_\_\_\_\_  
AZRA Z. MEHDI

STIPULATION AND [PROPOSED] ORDER  
REGARDING AMENDING COMPLAINT AND  
EXTENSION OF TIME TO ANSWER OR OTHERWISE  
RESPOND TO AMENDED COMPLAINT

\* \* \*

**[~~PROPOSED~~] ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 1/11/12

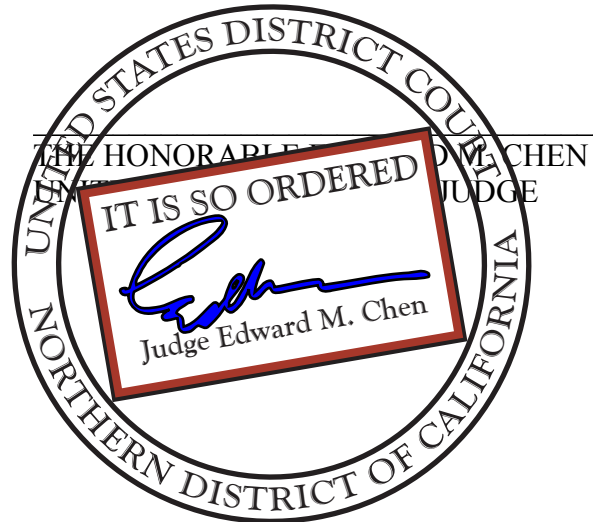
Submitted by:

THE MEHDI FIRM  
AZRA Z. MEHDI (220406)

/s/  
AZRA Z. MEHDI

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